Snell & Wilmer

LAW OFFICES

One Arizona Center
Phoenix, Arizona 85004-2202
(602) 382-6000
Fax: (602) 382-6070
www.swlaw.com

RECEIVED
CENTRAL FAX CENTER
ABO N 1 200E

11102......

An - 3 29

TUCSON, ARIZONA

IRVINE, CALIFORNIA

SALT LAKE CITY, UTAH

DENVER, COLORADO

LAS VEGAS, NEVADA

FACSIMILE TRANSMISSION

DATE:

April 1, 2005

TIME IN: TIME OUT:

TO:	Fax Number	Phone Number
Name Christopher S. Kim, Examiner Group Art Unit 3752	703-872-9306	703-308-8336
U.S. Patent and Trademark Office		

FROM:

Damon L. Boyd

PHONE:

602-382-6337

RE:

Our Docket No. 29930.8000

U.S. Patent Application Serial No. 10/091,256

MESSAGE:

Transmitted herewith is our Response and Request for Continued Examination to the Final Office Action of December 1, 2004. Thank you.

Sincerely, Damon L. Boyd, Reg. No. 44,552

ORIGINAL DOCUMENT:

Will not be sent

NUMBER OF PAGES (Including Cover):

13

CONFIRMATION NO.:

CLIENT MATTER NO .:

99999.0000

PLEASE RETURN TO:

Nieto 15s26

PERSONAL FAX:

No

REQUESTOR:

Damon L. Boyd

DIRECT LINE:

602-382-6337

IF YOU HAVE NOT PROPERLY RECEIVED THIS TELECOPY, PLEASE CALL US AT (602) 382-6075. OUR FACSIMILE NUMBER IS (602) 382-6070.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION. DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR. PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

CERTIFICATE OF TRANSMISSION VIA FACSIMILE PURSUANT TO 37 C.F.R. 1.6(d)

I certify that this document is being sent via facsimile to the United States Patent And Trademark Office, at facsimile no. 703/872-9306, on:

4-1-05 Date:

Signature of Person Depositing Facsimile

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT

Applicants:

Triplett, et al.

Docket No.

29930.8000

Serial No.:

10/091,256

Group Art Unit:

3752

Filing Date:

March 5, 2002

Examiner:

Christopher S. Kim

AN EMANATOR FOR

Confirmation No.:

6817

Title:

EVAPORATION OF A LIQUID

THEREFROM

TRANSMITTAL

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Enclosed herewith is an Amendment and Request for Continued Examination in response to the Final Office Action dated December 1, 2004 for the captioned matter.

Small Entity Status

Small entity status under 37 C.F.R. §§1.9 and 1.27 is claimed.

FEE CALCULATION, CLAIMS AS AMENDED

П

П.	Claims remaining after amendmen		Highest number previously paid for		Present Extra			Additional Fee
Total Effective	14	minus	24	=	0	x	\$ 50.00 =	0.00
Claims Independent Claims If amendment enters a	3 proper multip	minus le depen	4 dent claim(s)	= int	0 this	x	\$ 200.00 = \$360.00 +	0.00 N/A
application for first ti	me (per appli	ication)					Subtotal:	\$0.00

Scrial No. 10/091,256

П.	Fee Calculation: Request for Extension of Time			da
гх	pursuant to 37 C.F.R. §1.17(a) Response Filed within first month after due date – add	\$ 120.0	0 +	\$120.00
	Response filed within second month after due date – add	\$ 450.0	0 +	Ņ/A
[Response filed within third month after due date – add	\$ 1,020.0	0 +	N/A
[Response filed within fourth month after due date – add	\$1,590.0	0 +	N/A
[Response filed within fifth month after due date – add	\$2,160.0	00 +	N/A
I	Response filed within that mornin arter due and	Sul	ototal:	\$120.00
If one Subtot	of the "small entity" boxes above is checked, enter half (1/2) tal and subtract.) of the		N/A
IV.Fe	e Calculation: Fee pursuant to 37 C.F.R. §1.114	x \$790.00) =	\$910.00
If on	ne of the "small entity" boxes above is checked, r half (1/2) of the Subtotal and subtract.			N/A
CIIIC		TOTAL FEES	DUE	<u>\$910.00</u>
<u>v. E</u> [X] [X]	nclosures (check as applicable) RCE with Response and Amendment Acknowledgement Postcard			
<u>vi.</u> [X] []	Manner of Payment Please debit Deposit Account No. 19-2814 in the amount of a duplicate copy of this sheet is attached. A check in the amount of is attached (Snell & W No Additional Fee Required.			

This statement does NOT authorize charge of the issue fee. The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under 37 C.F.R. §§1.16-1.18 (deficiency only) now or hereafter relative to this Application and the resulting Official document under 37 C.F.R. §1.20, or credit any overpayment to Account No. 19-2814 for which purpose a duplicate copy of this sheet is attached.

Date: / Apr: / 7005

By: Poyd Pak No 44 55

Respectfully submitted,

Snell & Wilmer L.L.P. One Arizona Center 400 East Van Buren Phoenix, Arizona 85004-2202 (602) 382-6337

CERTIFICATE OF TRANSMISSION VIA FACSIMILE PURSUANT TO 37 C.F.R. 1.6(d)

I certify that this document is being so	ent via facsimile to the United States Patent And Trademark Office, a
facsimile no. 703/872-9306, on:	C 1201

Signature of Person Depositing Facsimile

IN THE UNITED STATES PATENT AND

UTILITY PATENT

TRADEMARK OFFICE

Applicants:

Triplett, et al.

Docket No.

29930.8000

Group Art Unit:

3752

Serial No.:

10/091,256 March 5, 2002 Examiner:

Christopher S. Kim

Filing Date: Title:

AN EMANATOR FOR

Confirmation No.:

6817

EVAPORATION OF A LIQUID

THEREFROM

TRANSMITTAL

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Enclosed herewith is an Amendment and Request for Continued Examination in response to the Final Office Action dated December 1, 2004 for the captioned matter.

Small Entity Status

Small entity status under 37 C.F.R. §§1.9 and 1.27 is claimed. []

FEE CALCULATION, CLAIMS AS AMENDED

Π.

11.	Claims remaining after amendment		Highest number previously paid for		Present Extra			
			24	=		_x	\$ 50.00 =	
Total Effective	14	minus	24	_	•		•	
Claims	2	minus	4	=	0	x	\$ 200.00 =	
Independent Claims	1441	a denon	dent claim(s)	in	o this		\$360.00 +	
If amendment enters	proper mulupi	e deben	Gent Cianin(a)					
application for first ti	me (per appli	cation)					Subtotal:	

\$0.00

Additional

1655568 .

Serial No. 10/091,256

;

m.	Fee Calculation: Request for Extension of			4120.00
ŗ X	pursuant to 37 C.F.R. §1.17(a) Response Filed within first month after due date – add		\$ 120.00 +	\$120.00
•	Response filed within second month after due date – add		\$ 450.00 +	Ņ/A
[Response filed within third month after due date – add		\$ 1,020.00 +	N/A
[Response filed within fourth month after due date – add		\$1,590.00 +	N/A
[Response filed within fifth month after due date – add		\$2,160.00 +	N/A
Ţ	Response med within 12-12 in-2-15		Subtotal:	\$120.00
If one Subto	of the "small entity" boxes above is checked, enter half (1/2) tal and subtract.	of the		N/A
IV.Fe	e Calculation: Fee pursuant to 37 C.F.R. §1.114	x	\$790.00 =	\$910.00
	the was shown is checked.			N/A
If or ente	ne of the "small entity" boxes above is checked, r half (1/2) of the Subtotal and subtract.	, TO 1	TAL FEES DUE	<u>\$910.00</u>
[X] [X] VI. [X] [X] authors to be be re	A check in the amount of \$\scrt{\sin{\sect{\scrt{\sin{\sin{\sin{\sin{\sin{\sin{\sin{\sin	ssue fee. y deficience y any paper	the Commissions of the Commission of the Commi	which may
whic	Respectfully sub	mitted,		
	· · · · · · · · · · · · · · · · · · ·	7 /		

Snell & Wilmer L.L.P.
One Arizona Center
400 East Van Buren
Phoenix, Arizona 85004-2202

(602) 382-6337

PTO/SB/30 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031 U.S. Palent and Trademark Office, U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it configns a valid OMB control number. Application Number Request center March 5, 2002 for Filing Date Continued Examination (RCE) Triplett 2005 First Named Inventor Transmittal 3752 Art Unit Address to: Mail Stop RCE C. Kim **Examiner Name** Commissioner for Patents P.O. Box 1450 29930.B000 Attorney Docket Number Alexandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design epolication. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered emendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant Instructs otherwise, if applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be amendment(6). considered as a submission even if this box is not checked. Consider the arguments in the Appeal Brief or Reply Brief previously filed on b. 🚺 Enclosed Information Disclosure Statement (IDS) iii. Amendment/Reply Affidavit(s)/ Declaration(s) ü. Miscellaneous Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required) b. The RCE fee under 37 CFR 1,17(e) is required by 37 CFR 1,114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Fees I have enclosed a duplicate copy of this sheet. Deposit Account No. 19-2814 RCE fee required under 37 CFR 1.17(a) l. Extension of time fee (37 CFR 1.136 and 1.17) 7 II. Other_ ίij. enclosed Check in the amount of \$ __ b. Payment by credit card (Form PTO-2038 enclosed) WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED 1000 Date Sionature Registration No. Damon L. Boyd Name (Print/Type) CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being deposited with the United Stales Postal Service with sufficient postage as first class mall in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450. Alexandris, VA 22313-1450 or facalitate transmitted to the U.S. Patent and Trademerk Office on the date shown below. Name (PrintType) Sari Nieto This collection of information is required by 37 CFK 1.114. The information is required to obtain or retain a benefit by the public whech is only the USF10, to process) an application, Confidentishity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete to process) an application, Confidentishity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete the formation form to the USF10. Time will very depending upon the Individual case. Any comments on including gathering, preparing, and submitting the completed application form to the USF10. Time will very depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petert and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS application.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ADDRESS SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1480, Alexandra, VA 22313-1450.

PTO/SE/30 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
d to respond to a collection of information unless it contains a valid OMB control number.

Under the Paperwork Reduction Act of 1995, no parable and result		10/091,256	f.			
Request	Application Number					
for	Filing Date	March 5, 2002				
Continued Examination (RCE) Transmittal	First Named Inventor	Triplett				
Address to:	Art Unit	3752				
Mail Stop RCE Commissioner for Patents	Examiner Name	C. Kim	<u>·</u>			
P.O. Box 1450	Attorney Docket Number	29930.8000				
Alexandria, VA 22313-1450		140-416104	application.			
Alexandria, VA 22313-1430 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.						
Submission required under 37 CFR 1.114 No amendments enclosed with the RCE will be entared in the applicant does not wish to have any previously filed uner amendment(s). Previously submitted. If a final Office action is	ote: If the RCE is proper, any pre- ne order in which they were filed in intered amendment(s) entered, s	miess appilcant ir ppilcant must requ	est non-entry of such			
a considered as a submission even if this box is	, mat di veri = -					
L Consider the arguments in the Appeal E	Brief or Reply Brief previously file	d on				
II. Other						
b. A Enclosed	[] Informati	Ion Disclosure Sta	alement (IDS)			
I. Amendment/Reply	···· <u></u>	1011 21000001				
ii. Affidevit(s)/ Declaration(s)	Other_					
2. Miscellaneous Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a Suspension of action on the above-identified application is requested under 37 CFR 1.17(i) required) period of months: (Period of suspension shall not exceed 3 months: Fee under 37 CFR 1.17(i) required)						
b. Other						
The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.						
a. ✓ Deposit Account No. 19-2814	. 111249 61135564 1 65	plicate copy of this	s sneet.			
RCE fee required under 37 CFR 1.17						
ii. Extension of time fee (37 CFR 1.136 and						
W. Other	endos	ad				
b. Check in the amount of \$						
c. Payment by credit card (Form PTO-2038 enclosed) WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit						
and beforeation and gutnorization on F10-2000.						
SIGNATURE OF APPLI	CANT, ATTORNEY, OR AGENT	r <i>REQUIRED</i>	1 April 2005			
Signature		Registration No.	44,552			
Name (Print/Type) Damon L. Boyd						
CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail to an envelope as first class mail to an envelope and the United States Postal Service with sufficient postage as first class mail to an envelope and the United States Postal Service with sufficient postage as first class mail to an envelope and the United States with sufficient postage as first class mail to an envelope and the United States with sufficient postage as first class mail to an envelope and the United States with sufficient postage as first class mail to an envelope and the United States with sufficient postage and the United States with sufficient postage and the United						
I hereby certify that this correspondence is being deposited with the laddressed to: Mail Stop RCE, Commissioner for Palents, P. O. Box 1 Office on the date shown below.	United States Postal Serada with Suit 1450, Alexandria. VA 22313-1450 or f	acsimile transmitted	to the U.S. Patent and Trademark			
Signature		Date 4 -1-0	«			
Alema (Odel/Type) And Allele		41.1	Land la to Sie (and by the USPTO			
Name (PriniType) Sart Nieto This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO This collection of information is required by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, to process) an application. Confidentiatity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete to process) an application. Confidentiatity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete to process. Send to the Chief Information Officer, U.S. Petent and the amount of time you require to complete this form and/or suggestions for reducing this burden, about 5 Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need essistance in completing the form, cell 1-800-PTO-9199 and select option 2.						